

United States District Court
For the Northern District of California

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IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

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Charles Wang, NO. C 11-05648 JW

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Plaintiff,

**ORDER CONTINUING CASE
MANAGEMENT CONFERENCE**

v.

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Jerry Brown, et al.,

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Defendants.

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This case is scheduled for a Case Management Conference on March 5, 2012. Upon review of the docket, however, the Court finds that it appears that Plaintiff has not yet effected service upon Defendants.

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Accordingly, the Court finds good cause to CONTINUE the Case Management Conference to **April 23, 2012 at 10 a.m.** so as to permit Plaintiff to effect service upon Defendants.¹ Failure to serve the Complaint within the 120-day period established by the Federal Rules of Civil Procedure may be grounds for dismissal of the Complaint without prejudice.²

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Dated: February 27, 2012



JAMES WARE
United States District Chief Judge

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¹ Under the Federal Rules of Civil Procedure, “[i]f a defendant is not served within 120 days after the complaint is filed, the court . . . must dismiss the action without prejudice against that defendant or order that service be made within a specified time.” Fed. R. Civ. P. 4(m). Plaintiff filed his Complaint on November 21, 2011. (See Docket Item No. 1.)

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² See, e.g., Lemoge v. United States, 587 F.3d 1188, 1198 (9th Cir. 2009).

1 **THIS IS TO CERTIFY THAT COPIES OF THIS ORDER HAVE BEEN DELIVERED TO:**

2 Charles Wang, scwang@aol.com

3 **Dated: February 27, 2012**

4 **Richard W. Wieking, Clerk**

5 By: /s/ JW Chambers
6 Susan Imbriani
Courtroom Deputy